IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 25288 of 2003

Between:

1 Manchala Venkata Reddy, S/o. Govindarajulu
2 Adabala Katama Swamy s/o. Subbarao
3 Masakapalli Veerraju S/o. Gurraju
4 G.V.S Nageswara Rao, s/o. Chakra Rao 38
5 Pallikala Venkata Pullarao S/o. Apparao
6 Boddeti Bhadram, s/o. Apparao
(Petitioners are R/o. Palem, Kirlampudi Mandal, East Godavari District.)

... PETITIONERS

AND

1 The District Co-operative Officer, East Godavari District, Kakinada.
2 The Divisional Co-operative Officer, Peddapuram, East Godavari District.
3 The District Co-operative Central Bank Ltd., Rep. by its General Manager,

Kakinada, E.G. District.
4 The Palem Primary Agricultural Cooperative Credit Soceity Ltd., Palem

person in charge, Kirlampudi Mandal, East Godavari District.
5 The Branch Manager, The District Co-operative Central Bank Ltd, No.2351
Peddapuram, E.G.District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ, order or direction declaring the action of the Respondents in effecting recoveries of the amount which was paid to us in accordance with law by way of impugned notice Dated: 22-10-2003 of the 5th respondent even without issuing any prior notice as illegal, arbitrary and contrary

to law and consequently direct the respondents to drop all further proceedings in pursuance of the notice dated:22-10-2003.

Counsel for the Petitioners: MR.Y.V.SRINIVASAN

Counsel for the Respondents 1 & 2: GP FOR COOPERATION

Counsel for the Respondents 3 & 5: MR.C.V.MOHAN REDDY

The Court made the following order:

ORDER:

The matter in this writ petition is squarely covered by the judgment of this Court in WP No.3171of 2003 and batch dated 30.08.2004.

Accordingly, the writ petition is dismissed permitting the petitioners to avail alternative remedies available under the relevant provisions of the Andhra Pradesh Cooperative Societies Act. No costs.

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(V. ESWARAIAH, J)

September 7, 2004

Dsk/Kvrm

To

1 The District Co-operative Officer, East Godavari District, Kakinada.
2 The Divisional Co-operative Officer, Peddapuram, East Godavari District.

3 Two CCs to GP For Cooperation, High Court Buildings, Hyderabad. (OUT)

4 Two CD Copies.